

**CRIMINAL CAUSE FOR PLEADING**

BEFORE: MAGISTRATE JUDGE AZRACK

DATE: May 9, 2013

USA v. Giovanni Difuccia

DEFENDANT'S NAME: Giovanni Difuccia  
X present      not present      custody X bail

DEFENSE COUNSEL: John S. Wallenstein  
X present      not present X CJA      RET      PDA

AUSA: Gina Parlovecchio LAW CLERK: Amy Weiner

INTERPRETER: No Language:                     

FTR: Tape # 4:03:43 - 4:24:47

X CASE CALLED  
X DEFENDANT: X SWORN X INFORMED OF RIGHTS  
     WAIVER OF INDICTMENT EXECUTED FOR DEFENDANT  
     SUPERCEDING INDICTMENT / INFORMATION FILED  
     DEFT. FAILED TO APPEAR, BENCH WARRANT ISSUED  
X DEFT. WITHDRAWS NOT GUILTY PLEA AND ENTERS GUILTY PLEA TO  
COUNT (S) lesser included in count 3 OF THE ~~(SUPERCEDING)~~  
INDICTMENT/~~INFORMATION~~  
X COURT FINDS FACTUAL BASIS FOR THE PLEA  
     SENTENCING SET FOR:                                       
X SENTENCING TO BE SET BY JUDGE IRIZARRY  
X BAIL:      SET X CONT'D FOR DEFT.      CONT'D IN CUSTODY  
X TRANSCRIPT ORDERED

OTHER: Pursuant to Federal Rule 11 of Criminal Procedure, the Magistrate did administer the allocation. A finding has been made that the plea was made knowingly and voluntarily and the plea was not coerced. The Magistrate recommends the plea of guilty be accepted.

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